

## ***Part 1 – Agency Profile***

### **Agency Overview**

Established in 1892 the Idaho Board of Medicine has served to protect the public through licensure and regulation of medical professions. The Board was under the Department of Law Enforcement until 1949.

The Idaho Board of Medicine licenses allopathic and osteopathic physicians, physician assistants, dietitians, occupational therapists and occupational therapy assistants, athletic trainers, respiratory therapists and limited permit polysomnographers. The Board registers supervising and directing physicians for physician assistants, cosmetic and laser personnel and athletic trainers. The Board also registers medical interns, externs, residents and trainees in the various professions. The Board investigates complaints and provides for discipline and rehabilitation of regulated professions.

The Board provides representatives for advanced practice nursing advisory committee, emergency medical services physician commission and the naturopathic formulary committee.

As a function of the Idaho court system the Board provides for pre-litigation screening panels as requirement for medical malpractice suits against physicians and hospitals in Idaho. Enacted in the mid-1970's this requirement provided no additional appropriation to provide the services required.

The Board functions with five licensing boards, the committee for professional discipline and physician assistant advisory committee. The allied health boards and committees advise and make recommendations to the Board of Medicine in matters of licensure and discipline of their respective professions. The Committee on Professional Discipline makes recommendations to the Board of Medicine regarding physician discipline.

Board of Medicine members are appointed by the Governor. Committee on Professional Discipline members and allied health board members are appointed by the Board of Medicine.

The Board's offices are located on Westgate Drive in Boise. The Executive Director is hired by the Board of Medicine. The Board has an associate director, an in-house counsel, and contract prosecuting attorney.

The staff for discipline includes three quality assurance specialists (registered nurses), a compliance monitor and an investigative assistant who performs administrative tasks for the discipline staff. Licensing has a licensing manager for physician licensing and a manager for allied health and one member who divides her time between licensing and pre-litigation. Pre-litigation requires one full time administrative assistant and the half time assistance mentioned earlier. One financial technician performs the bookkeeping functions for the Board. A receptionist completes the staff.

### **Core Functions/Idaho Code**

The core functions of the Board include licensing, discipline, and pre-litigation. Statutory authority is as follows for each of the professions regulated:

#### **Title 54**

**Physicians and Physician Assistants** Chapter 18 54-1802. **PURPOSE.** Recognizing that the practice of medicine is a privilege granted by the state of Idaho and is not a natural right of individuals, the purpose of this chapter is to assure the public health, safety and welfare in the state by the licensure and regulation of physicians, and the exclusion of unlicensed persons from the practice of medicine.

**Dietitians** Chapter 35 54-3501. **PURPOSE.** The legislature finds and declares that the provision of medical and therapeutic nutritional services affects the public health, safety, and welfare. The legislature further finds that it is in the public interest to aid in the provision of medical and therapeutic nutritional services of high quality to the people of Idaho. To aid in fulfilling these purposes, this chapter provides for the licensure and regulation of dietitians within the state of Idaho.

**Occupational Therapists and Occupational Therapy Assistants** Chapter 37 54-3701. **LEGISLATIVE INTENT.** In order to promote the public health, safety, and welfare; to promote the highest degree of professional conduct on the part of occupational therapists and occupational therapy assistants; and to assure the availability of occupational therapy services of high quality to persons in need of such services, it is the purpose of this act to provide for the regulation of persons offering occupational therapy services to the public.

**Athletic Trainers** Chapter 39 54-3901. **LEGISLATIVE INTENT.** In order to promote the public health, safety, and welfare, to promote the highest degree of professional conduct on the part of athletic trainers, and to assure the availability of athletic trainer services of high quality to persons in need of such services, it is the purpose of this chapter to provide for the registration of persons offering athletic trainers services to the public

**Respiratory Therapist and Polysomnography Permits** Chapter 43 54-4302. **LEGISLATIVE INTENT.** In order to promote the public health, safety, and welfare; to promote the highest degree of professional conduct on the part of persons providing respiratory care to the public; and to assure the availability of respiratory care services of high quality to persons in need of such services, it is the purpose of the provisions of this chapter to provide for the licensure and regulation of persons offering respiratory care services to the public.

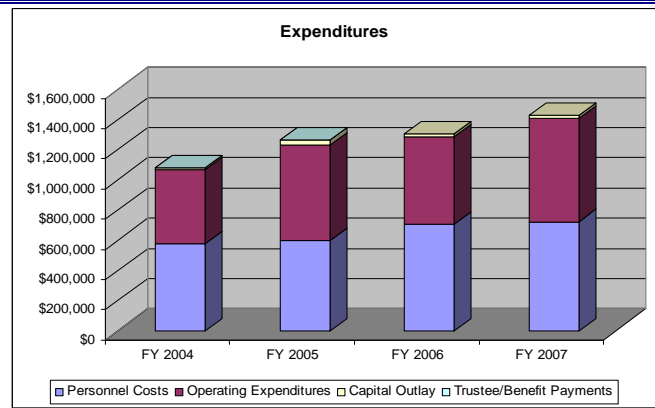
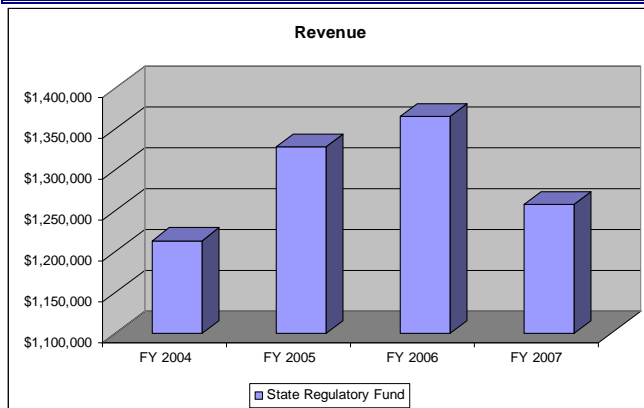
**Medical Malpractice 6-1001.** The Idaho state board of medicine, in alleged malpractice cases involving claims for damages against physicians and surgeons practicing in the state of Idaho or against licensed acute care general hospitals operating in the state of Idaho, is directed to cooperate in providing a hearing panel in the nature of a special civil grand jury and procedure for pre-litigation consideration of personal injury and wrongful death claims for damages arising out of the provision of or alleged failure to provide hospital or medical care in the state of Idaho, which proceedings shall be informal and nonbinding, but nonetheless compulsory as a condition precedent to litigation. Proceedings conducted or maintained under the authority of this act shall at all times be subject to disclosure according to chapter 3, title 9, Idaho Code. Formal rules of evidence shall not apply and all such proceedings shall be expeditious and informal.

**Title IV of Public Law 99-660-** The Health Care Quality Improvement Act of 1986-requires state licensing boards, hospitals and other entities to report certain licensing and discipline actions to a national database.

**Public Law 104-191-** The Health Insurance Portability and Accountability Act of 1996- requires the reporting and disclosing of certain actions to combat fraud and abuse in health insurance and health care delivery

### Revenue and Expenditures

Revenue	FY 2004	FY 2005	FY 2006	FY 2007
State Regulatory Fund	\$1,213,400	\$1,328,000	\$1,365,200	\$1,257,200
<b>Total</b>	<b>\$1,213,400</b>	<b>\$1,328,000</b>	<b>\$1,365,200</b>	<b>\$1,257,200</b>
Expenditure	FY 2004	FY 2005	FY 2006	FY 2007
Personnel Costs	\$573,700	\$597,500	\$702,700	\$722,200
Operating Expenditures	\$491,200	\$629,800	\$579,000	\$680,800
Capital Outlay	\$13,500	\$35,600	\$23,000	21,800
Trustee/Benefit Payments	\$0	\$0		
<b>Total</b>	<b>\$1,078,400</b>	<b>\$1,262,900</b>	<b>\$1,304,700</b>	<b>\$1,424,800</b>



### Profile of Cases Managed and/or Key Services Provided

Cases Managed and/or Key Services Provided	CY 2004	CY 2005	CY 2006	FY 2007
Complaints Received/Investigations	184	349/251	393/296	246/178 YTD*
Licensing of health professions	7284	8587**	8564	7809**
Pre-litigation screening panels	110	119	104	58 YTD
On Line Public Information/Licensee service				

\*Year to date as of August 2007

\*\* Transfer of Physical Therapy licensing to Bureau of Occupational Licenses

### Performance Highlights

The number of complaint investigations continues to increase. Surrounding states average 30-35 cases per investigator. The Idaho Board of Medicine's three investigators handle 80+ cases per investigator per year.

The Board of Medicine implemented on-line renewals for all its professions and continues to offer on-line license verification, discipline and board action information, and information for licensees and consumers. The Board was able to credit \$110,000 in operating back to its dedicated fund balance this year due to paperless initiatives and discipline cost savings.

The Idaho Board of Medicine is a participant in Federation of State Medical Boards federally funded project to enhance physician license portability and reduce barriers to telehealth services while providing for public safety.

**Part II – Performance Measures**

Performance Outcome Measure	FY 2004	FY 2005	FY 2006	FY 2007	Benchmark
<p>1. GOAL- Meet or exceed the public demand for information</p> <p>Web site utilized as primary source for information/ documents/ verification (231/written 232/web 2006) (1)</p> <p>Increase online renewal use to 40% of licensee (27% 2006) (2)</p>				<p>Web 1024</p> <p>Written 640</p> <p>78.4 % - No paper form sent</p>	<p>Reduce written requests by 25%</p> <p>Increase online renewal use to 40%</p>
<p>2. GOAL- Utilize technology to improve agency function and reduce cost</p> <p>100% of all committee &amp; board meeting are paperless (2006-Board of Medicine &amp; Committee on Professional Discipline are paperless) (3)</p>				<p>BOM &amp; COPD paperless.</p> <p>Allied Health Boards using paper</p>	<p>100% of all board/committee meetings are paperless</p>
<p>3. Goal- Improve and cultivate public outreach activities/continue to improve communication with licensees</p> <p>Board initiates participates in at least six outreach/licensee activities per year (4)</p>				<p>7 outreach activities in 2006</p>	<p>Board initiates or participates in six outreach/licensee activities per year</p>
<p>4. Goal-Identify and address training needs of staff and members on an on-going basis</p>				<p>Ongoing</p>	<p>100% staff trained in functional area (ongoing benchmark)</p>

**Performance Measure Explanatory Note:**

- (1) Web access is 24/7 decreases waiting time, copying, mailing and personnel costs.
- (2) On line process decreases temporary hires, financial processing time, mailing and personnel costs
- (3) Demonstrated savings in copy, paper, mailing and personnel time costs
- (4) Activities increase public and licensee knowledge of Board function and Board knowledge of issues and concerns of public and licensees

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